

RESOLUTION NO. R-2010- 1442

A RESOLUTION APPROVING THE EXECUTION OF AN APPRAISAL CONTRACT BETWEEN FREE AND ASSOCIATES, INC. AND WASHINGTON COUNTY TO APPRAISE PROPERTY IN THE CONFLUENCE PARK THAT IS PRESENTLY OWNED BY KEN ANDERSON FOR THE PURPOSE OF A POSSIBLE PURCHASE BY THE VIRGIN RIVER LAND PRESERVATION FUND TO BENEFIT OTHER SPECIES (AQUATICS)

WHEREAS, Ken Anderson owns property consisting of approximately 166 acres in the Confluence Park (the "Property") and has expressed a willingness to sell the Property; and

WHEREAS, in order to protect "other species" in the Confluence Park area, the Virgin River Land Preservation Fund has a desire to purchase the Property, which requires that an appraisal be performed to determine its fair market value; and

WHEREAS, once a fair market value of the Property has been determined, the Virgin River Land Preservation Fund can apply for grants to help with the cost of the purchase of the Property; and

WHEREAS, requests for proposals were given to various appraisers and Free and Associates, Inc. ("Free and Associates") supplied the lowest bid to perform the appraisal of the Property; and

WHEREAS, the money that will be used to pay for the appraisal will be paid from a Confluence Park fund, which has been established by the Confluence Park and approved by the HCAC and Washington County ("County") for the purpose of facilitating the purchase of the Property; and

WHEREAS, the County and Free and Associates desire to enter into an appraisal contract whereby Free and Associates will perform and provide an appraisal of the Property pursuant to the terms set forth therein ("Agreement"), a copy of which is attached hereto as Exhibit "A"; and

WHEREAS, it is in the best interest of the citizens of Washington County that the County execute the Agreement.

NOW, THEREFORE, at a regular meeting of the legislative body of Washington County, Utah, duly called, noticed, and held on the 4th day of May 2010, upon motion duly made and seconded, it is unanimously:

Resolved that the Agreement, a copy of which is attached hereto as Exhibit "A", is hereby approved and adopted. A copy of the Agreement is on file in the Office of the Washington County Commission.

VOTED UPON AND PASSED BY THE WASHINGTON COUNTY
COMMISSION AT A REGULAR MEETING OF THE WASHINGTON COUNTY
COMMISSION HELD ON THE 4TH DAY OF MAY 2010.

WASHINGTON COUNTY

JAMES J. EARDLEY, Chair
Washington County Commission

ATTEST:

Kim M. Hafen
Washington County Clerk-Auditor

Commissioner Eardley voted ____
Commissioner Gardner voted ____
Commissioner Drake voted ____